IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.423 OF 2006

IN

SUMMARY SUIT NO.2803 OF 2004

Tata Motors Limited. ...Plaintiff

vs.

Autoriders (India) Pvt.Ltd. (In Liquidation) ...Defendant

Mr.Gaurav Joshi with Vipul Bilve i/b. M/s.Mulla & Mulla & CB & C, for Plaintiff.

None for Defendant.

CORAM: D.K.DESHMUKH,J.

DATED: 21st November,2006..

P.C.:-

1. There is liquidator appointed on the defendant company. The plaintiff has obtained leave of the Company Court. The liquidator on behalf of the defendant company has been served with the

summons for judgment. Affidavit of service has been filed. On behalf of the defendant, application for leave to defend has not been filed. Therefore, in terms of the provisions of Order 37 of the Civil Procedure Code, the plaintiff is entitled to a decree.

2. Heard the learned Counsel appearing for plaintiff. Perused the record. Suit of the plaintiff is decreed in terms of prayer clause of the suit. Refund of Court fees as per rules.